

ESTTA Tracking number: **ESTTA763783**

Filing date: **08/10/2016**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	91216934
Party	Plaintiff Blab, Inc.
Correspondence Address	KEVIN S COSTANZA SEED IP LAW GROUP LLP 701 FIFTH AVENUE, SUITE 5400 SEATTLE, WA 98104 UNITED STATES kevinC@SeedIP.com, litcal@SeedIP.Com
Submission	Stipulated/Consent Motion to Extend
Filer's Name	Kevin S. Costanza
Filer's e-mail	kevinC@SeedIP.com, litcal@SeedIP.Com
Signature	/Kevin S. Costanza/
Date	08/10/2016
Attachments	Jt. Status Report & Request for 30 Day Extension.pdf(102061 bytes )

THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Blab, Inc.,	)	
	)	
Opposer,	)	Opposition No. 91216934
	)	
v.	)	Serial No. 85/869103
	)	
Alexander Wolfe,	)	
	)	
Applicant.	)	Attorney Docket No. 150117.801
_____	)	

**JOINT REPORT REGARDING STATUS OF  
SETTLEMENT AND MOTION TO EXTEND DEADLINES FOR 30 DAYS**

Pursuant to T.B.M.P. § 403.01 and 37 CFR § 2.120(a), the parties, Blab, Inc. (“Blab”) and Alexander Wolfe (“Wolfe”), by and through counsel, hereby respectfully request that all subsequent deadlines in the above proceeding be extended for 30 days. The parties request this extension of deadlines set forth below due to the parties’ ongoing settlement negotiations.

Per its Order entered on July 13, 2016, the Board requested a report reciting what progress the parties have made toward resolving the matter including the following specific points.

**1. Recitation of issues that have been resolved**

The parties are close to resolving all issues in dispute.

**2. Identification of the settlement activities which have occurred**

The following is a recitation of recent settlement activities between the parties.

During the fall of 2015 the parties exchanged settlement proposals including a written draft settlement agreement.

On April 23, 2016 Blab accepted in principle Wolfe's proposed settlement terms.

On May 3, 2016 Wolfe sent Blab a proposed redlined version of the settlement agreement for review and comment.

On July 5, 2016 Blab sent Wolfe a redlined version of the settlement agreement for review and comment.

On July 27, 2016 Wolfe sent Blab a redlined version of the settlement agreement for review and comment.

**3. A list of issues that remain to be resolved.**

Virtually all issues have been resolved, and the parties are in the process of finalizing the settlement agreement.

**4. Timetable for resolution.**

The parties are hopeful they can finalize and execute a settlement agreement within the next 30 days.

Given the information set forth above and the fact that the parties are diligently working towards a mutually beneficial settlement, the parties request that the proceedings be extended and all subsequent deadlines be reset as follows:

Plaintiff's Pretrial Disclosures:	09/13/2016
Plaintiff's 30-day Trial Period Ends:	10/28/2016
Defendant Pretrial Disclosures:	11/12/2016
Defendant 30-day Trial Period Ends:	12/27/2016
Plaintiff's Rebuttal Disclosures:	01/11/2017
Plaintiff's 30-day Rebuttal Period Ends:	02/10/2017

The parties hereby request that the deadlines in the above proceeding be extended by 30 days as set forth above.

Date: August 10, 2016

Respectfully submitted,

SEED IP LAW GROUP PLLC

By: /Kevin S. Costanza/  
Kevin S. Costanza  
701 Fifth Avenue, #5400  
Seattle, WA 98104  
Telephone: (206) 622-4900  
E-mail: KevinC@SeedIP.com

Attorneys for Opposer

PILLSBURY WINTHROP SHAW PITTMAN  
LLP

By: /David H. Jaffer/  
David H. Jaffer  
2550 Hanover Street  
Palo Alto, CA 94304-1115  
Telephone: (650) 233-4510  
E-mail: david.jaffer@pillsburylaw.com

Attorneys for Applicant

5167531\_1.DOC

CERTIFICATE OF SERVICE

I hereby certify that on this 10th day of August, 2016, the foregoing **Joint Report Regarding Status of Settlement and Motion to Extend Deadlines for 30 Days** was served upon Applicant's counsel via electronic mail, with consent:

David H. Jaffer  
[david.jaffer@pillsburylaw.com](mailto:david.jaffer@pillsburylaw.com)

/Anne Calico/  
\_\_\_\_\_  
Anne Calico